

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**September 12, 2000**

DIVISION ONE

B135282      People  
                v.  
                Luke

(Not for Publication)

The matter is remanded to the trial court with directions to strike the three one-year enhancements imposed pursuant to Penal Code section 667.5, subdivision (b), and to forward to the Department of Corrections a corrected abstract of judgment. In all other respects, the judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

B137897 People (Not for Publication)  
v.  
Horwood,

The sentencing orders we reversed as to the restitution and parole revocation fines imposed. In all other respects they are affirmed. The case is remanded for resentencing in a manner consistent with this opinion.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.  
Mallano, J.

September 12, 2000-Continued

## DIVISION ONE (Continued)

[illegible]

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.  
Mallano, J.

B136314 People (Not for Publication)  
v.  
Terry et al.

The judgments are affirmed.

Spencer, P.J.

We concur: Ortega, J.  
Mallano, J.

B135227      Los Angeles County, D.C.F.S.      (Not for Publication)  
v.  
Ruth V., et al.

The order is reversed. The case is remanded to the superior court for further proceedings on the section 387 petition.

Spencer, P.J.

We concur: Ortega, J.  
Mallano, J.

September 12, 2000-Continued

## DIVISION ONE (Continued)

B137520      People                          (Not for Publication)  
v.  
Voss

The judgment is affirmed.

Mallano, J.

We concur: Spencer, P.J.  
Ortega, J.

B137788	Athans et al v. Simke Chodos Silberfeld & Athans
B139856	Athans et al. v. Simke Chodos Silberfeld & Athans
B140971	Athans et al. v. Simke Chodos Siberfeld & Athans

Filed order consolidating above captioned appeals.

DIVISION TWO

B130153      A-Way Electric Co., Inc.    (Not for Publication)  
v.  
Jeffrey C. Stone, Inc., et al.

The order is affirmed.

Nott, J.

We concur:   Boren, P.J.  
                      Cooper, J.

DIVISION FOUR

B121021     Winter  
              v.  
              DC Comics

Filed order denying petition for rehearing.

DIVISION FIVE

B137079     Parks et al.                             (Not for Publication)  
              v.  
              Estate of Eun Sook Park et al.

The judgment is reversed and the matter is remanded to the trial court for further proceedings. Appellants to recover costs on appeal.

Godoy Perez, J.

We concur:   Grignon, Acting P.J.  
                  Weisman, J. (Assigned)

B128725     Essex Insurance Company             (Not for Publication)  
              v.  
              Five Star Dye House, Inc., et al.

The judgment is reversed and the matter remanded for a trial on the issue of Five Star's claims that the parties intended that coverage be provided for an incident like the one that occurred, as well as its claim that Essex had a duty to defend. The award of Code of civil Procedure section 998 costs to Essex is also reversed. Five Star and Sanchez shall recover their costs on appeal.

Godoy Perez, J.

We concur:   Turner, P.J.  
                  Armstrong, J.

DIVISION FIVE (Continued)

B139894      In re Victoria C.                      (Not for Publication)  
                 v.  
                 Los Angeles County Department of Children and Family Services  
                 Imelda C.

The order terminating parental rights is affirmed.

Grignon, J.

We concur:   Turner, P.J.  
                 Armstrong, J.

B135276      People    (Not for Publication)  
                 v.  
                 Thompson, Jr.

The judgment is affirmed.

Turner, P.J.

We concur:   Grignon, J.  
                 Godoy Perez, J.

B142901      Salvatore Iaia  
                 v.  
                 Cigna Healthcare

Filed order granting motion to dismiss appeal. Appeal (notice of appeal filed July 6, 2000) dismissed.

B135740      Sherri McGlothen  
                 v.  
                 Gavin De Becker

Filed order denying petition for rehearing.

DIVISION FIVE (Continued)

B137826      In re Breeanna H.                      (Not for Publication)  
                 v.  
                 Los Angeles County Department and Family services  
                 Lorraine M.

The order of the trial court is affirmed.

Godoy Perez, J.

We concur:    Grignon, Acting P.J.  
                 Armstrong, J.

B131349      Myers    (Not for Publication)  
                 v.  
                 Los Angeles County Metropolitan Transit District et al.

The judgment is affirmed. Respondent(s) to recover costs.

Armstrong, J.

We concur:    Grignon, Acting P.J.  
                 Godoy Perez, J.

B139410      People    (Not for Publication)  
                 v.  
                 Alatorre

The judgment is affirmed.

Armstrong, J.

We concur:    Turner, P.J.  
                 Grignon, J.

September 12, 2000-Continued

## DIVISION FIVE (Continued)

B136526 People (Not for Publication)  
v.  
Heredia

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.  
Godoy Perez, J.

B135602      People  
v.  
Robert B.

Filed order denying petition for rehearing.

## DIVISION SIX

B130609      Scoville      (Not for Publication)  
v.  
Primary Health Management Systems, Inc.

The judgment is affirmed. Respondents are awarded costs on appeal.

Coffee, J.

We concur: Gilbert, P.J.  
Perren, J.

September 12, 2000-Continued

**DIVISION SIX (Continued)**

B134459 People (Not for Publication)  
v.  
Cibrian

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.  
Coffee, J.

## DIVISION SEVEN

B139519      Los Angeles County, D.C.F.S.  
v.  
Latonya B.

B140823      Los Angeles County, D.C.F.S.  
v.  
LaTonya B.

Filed order consolidating above captioned appeals.